

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

JAMES DAVENPORT, Plaintiff	:	No. 3:14cv742
		(Judge Munley)
v.		(Magistrate Judge Carlson)
UNITED STATES OF AMERICA, Defendant	:	

ORDER

AND NOW, to wit, this 8th day of July 2015, it is **HEREBY**
ORDERED as follows:

1. Defendant's objections to the Report and Recommendation (Doc. 15) are **OVERRULED**;
2. The R&R of Chief Magistrate Judge Carlson (Doc. 14) is **ADOPTED** to the extent that defendant's motion to dismiss plaintiff's FTCA claim (Doc. 10) is **DENIED**;
3. The action shall **PROCEED** against Defendant United States;
4. Defendant United States shall file an answer within 30 days; and
5. This case is **REMANDED** to Chief Magistrate Judge Carlson for further proceedings.

BY THE COURT:

s/ James M. Munley
JUDGE JAMES M. MUNLEY
United States District Court